

House File 2031 - Introduced

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BY KOOIKER

A BILL FOR

1 An Act relating to the limitation of actions for the offense
2 of accessory after the fact involving a kidnapping, and
3 providing penalties.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. **802.2C Accessory after the fact.**

2 An indictment or information for the offense of accessory
3 after the fact in violation of section 703.3 that involves a
4 kidnapping in violation of section 710.2, 710.3, or 710.4 shall
5 be found within ten years after commission of the offense of
6 accessory after the fact.

7 Sec. 2. Section 802.3, Code 2016, is amended to read as
8 follows:

9 **802.3 Felony — aggravated or serious misdemeanor.**

10 In all cases, except those enumerated in [section 802.1](#),
11 [802.2](#), [802.2A](#), [802.2B](#), [802.2C](#), or [802.10](#), an indictment or
12 information for a felony or aggravated or serious misdemeanor
13 shall be found within three years after its commission.

14 EXPLANATION

15 The inclusion of this explanation does not constitute agreement with
16 the explanation's substance by the members of the general assembly.

17 This bill relates to the limitation of action (statute of
18 limitations) for the criminal offense of accessory after the
19 fact involving kidnapping.

20 The bill provides that an indictment or information for
21 the offense of accessory after the fact in violation of Code
22 section 703.3 that involves a kidnapping in violation of Code
23 section 710.2 (kidnapping in the first degree), Code section
24 710.3 (kidnapping in the second degree), or Code section 710.4
25 (kidnapping in the third degree) shall be found within 10
26 years after the commission of the offense of accessory after
27 the fact. Current law provides that such violation shall be
28 found within three years after the commission of the offense of
29 accessory after the fact.

30 A person who commits the offense of accessory after the fact
31 involving kidnapping in the first degree, second degree, or
32 third degree commits an aggravated misdemeanor.

33 An aggravated misdemeanor is punishable by confinement for
34 no more than two years and a fine of at least \$625 but not more
35 than \$6,250.